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THE SAN FRANCISCO RENT AND ARBITRATION BOARD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VANCE S. ELLIOTT,
Plaintiff,

vs.

THE SAN FRANCISCO RENT AND
ARBITRATION BOARD,
Defendant.

Case No. CV 08-2352 SBA

**CERTIFICATION OF INABILITY TO
COMPLY WITH MEET AND CONFER
REQUIREMENT FOR MOTION TO
DISMISS**

Hearing Date: September 16, 2008
Time: 1:00 p.m.
Place: Courtroom 3

I, Sherri Sokeland Kaiser, declare as follows:

1. I am a Deputy City Attorney for the City and County of San Francisco, and I represent defendant Rent Board in the above-captioned case. I also represented the Rent Board in two cases (06-4842 SBA and 07-4446 SBA) brought by the same plaintiff, raising the same issue as the instant case, that were recently dismissed by this Court.

2. Throughout the course of this prior litigation, I was required to meet and confer with plaintiff on several occasions. As he is now, plaintiff was proceeding pro se.

3. When required to meet and confer, I invited plaintiff to meet with me at my office in City Hall. Initially, he accepted my invitations and we met on two occasions.

PROOF OF SERVICE

I, DIANA QUAN, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the above-entitled action. I am employed at the City Attorney's Office of San Francisco, #1 Dr. Carlton B. Goodlett Place – City Hall, Room 234, San Francisco, CA 94102.

On August 5, 2008, I served the following document:

- **CERTIFICATION OF INABILITY TO COMPLY WITH MEET AND CONFER REQUIREMENT FOR MOTION TO DISMISS**

on the following persons at the locations specified:

**Vance S. Elliott
The Baldwin House
74 Sixth Street, #227
San Francisco, CA 94103-1668**

in the manner indicated below:



BY UNITED STATES MAIL: Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.



BY PERSONAL SERVICE: I sealed true and correct copies of the above documents in addressed envelope(s) and caused such envelope(s) to be delivered by hand at the above locations by a professional messenger service.

I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true and correct.

Executed August 5, 2008, at San Francisco, California.

/s/

DIANA QUAN

The Catwain House
74 Sixth Street #226
San Francisco, CA 94103

Dear Sherri,

Your letter of November 13 has reached me. In it you said that you will move in Court if necessary to consolidate two recent cases of mine so that they can be on the same schedule and can both be addressed at the same time.

If we had met in my home as I had requested I would have told you this: that I do not wish either to consolidate my cases or to extend the time required to accomplish this consolidation, nor am I interested in a Case Management Conference, the reason being that when filing these cases I made a demand for a trial by a Jury. (I refer to Cases Nos. CV 06-4842, CV 06-4847 and CV 07-80256). In so doing I negated the reason for a Case Management Conference.

You also said that it is your practice to meet people in a business setting and that is the reason why you have declined my invitation to meet in my home instead of in your office.

Let me tell you something. My knowledge of Social Psychology tells me that your office ^{is a similar room} ~~the room~~, the domaine as it were of the average hooker ^{in which she} turns her tricks. In her domaine she can better control her tricks during the sex act. Otherwise they could ~~and would~~ take advantage of her. Unfortunately I also know that used as she is to controlling her tricks, something she learned at the way she was first turned out until the present, she has become a controlling person, a condition that will last for the remainder of her life. And this is also true of other professionals who see their clients in their offices for the same reason and with the same result. There is tragedy here in that they are also controlled, not by others, although sometimes this is true, but by their training. In a larger sense, dear lady, aren't we all controlled by forces not of our own making! (Here I have quoted from the writings of C. Wright Mills, the sociologist).

Be that as it may, since you have refused my invitation to meet with me in my home, you will not see me again until we meet in Court. Until that day comes I am

Very truly yours
Vance S. Elliott